IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.5783 OF 1998.

Minal Patel & Ors. ...Plaintiffs.

V/s.

Usha Girish Saraiya & HDFC Ltd. & Ors. ...Defendants.

Mr. for the plaintiff.

Mr. for the defendant.

CORAM : S.J. VAZIFDAR J.

DATE : 26TH JULY, 2007.

P.C. :-

1. The suit is placed on board and taken on hearing. The learned Counsel appearing n behalf of defendant states that the defendant claims no right, title or interest in respect of 1500 split shares of Ashok Lyland Lt., 100 shares of Larsen & Tubro Ltd. and 90 shares of Ultra Tech Cement Ltd. originally stands in the name of M. Vinod Surayraj, the father of the plaintiff and father-in-law of the defendant. The defendant however states that she does not have the said shares or any record in respect thereof. She further agrees, declared and undertaks not to claim any right in thereto. Lastly, she agrees that on her part she has no objections in respect of company issues duplicate share certificate in favour of the plaintiff in

respect of the said shares and recognized the plaintiff thereto the owner thereof. The statements are accepted.

2. To effactuate to the transfer of the said shares in the name of the plaintiff and/or to recognize the plaintiff as the owner/holder thereto the defendant shall execute all these documents and writtings as may be necessary without incurring any liability hereself. In the events of the de4fendants failing to do so, the officer of this Court Prothonotary & Senior Master shall do so on her behalf and on her name.

3. The suit is accordingly disposed of with no orders as to costs. Refund as per rules.